

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON MARCH 16, 2011, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, ROBERT L. PROUD, VICE PRESIDENT, AND ARCHIE WILSON, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 1:00 P.M. BY THE PRESIDENT OF THE BOARD AND THE BOARD OF COUNTY COMMISSIONERS WAS HONORED TO HAVE PV2 CASEY JONES AND SPC BUCK CAMPBELL OF THE UNITED STATES ARMY TO LEAD ALL PRESENT IN THE RECITATION OF THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

LET THE RECORD SHOW: The Board of County Commissioners presented SPC Buck Campbell and PV2 Casey Jones of the United States Army with Certificates of Appreciation honoring them for their courageous commitment to our country in support of Operation Enduring Freedom. The Board commended their bravery and dedication to the cause of freedom. SPC Campbell and PV2 Jones were also presented with medallion challenge coins from Alicia Peace, Clermont County Veterans' Service Commission Certificates of Recognition, medallion challenge coins from Sheriff Albert J. Rodenberg, Congressional Proclamations from Steve Caraway, on behalf of Congresswoman Jean Schmidt and Certificates of Appreciation from Sam Arnold of The Thank You Foundation, honoring them for their service to our country. Pastor Troy Ervin, Kings Way Fellowship Church, offered a contribution to PV2 Jones to cover a portion of his expenses for his return trip to participate in the funeral of his best friend, PVT Tony Castelluccio, who was recently killed in a Georgia car crash.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 29-11/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 29-11** resolving to approve payment to vendors **in the revised total amount of \$1,361,770.65** as set forth in the BCC Approval Invoice Report For Checks Dated **March 16, 2011**, Vendor Invoice List Report(s), Items paid by Fund and Check Date Range Report and/or Procurement Card Transaction Report presented by the County Auditor **03/14/2011**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT... SUB-GRANT RECIPIENT CONTRACT WITH THE BOARD OF DIRECTORS OF THE BOYS & GIRLS CLUB OF CLERMONT COUNTY FOR PROJECT NUMBER 2009-03.3 RELATIVE TO THE BOYS & GIRLS CLUB OF CLERMONT COUNTY "THE CLUB" PROJECT IN CONCERT WITH THE CLERMONT COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FORMULA PROGRAM FOR FISCAL YEAR 2009...11-0301-002...EXECUTED

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Scot Lahrmer, Assistant County Administrator, with the concurrence of David L. Spinney, County Administrator, to execute a Sub-Grant Recipient Contract by and between the Board of County Commissioners, Clermont County, Ohio, and the Board of Directors of the Boys & Girls Club of Clermont County, 212 Market Street, New Richmond,

Ohio 45157 for funding in the amount of \$229,600.00 for Project Number 2009-03.3 relative to the Boys & Girls Club of Clermont County "The Club" Project in concert with the Clermont County Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2009 pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Wilson, Abstained.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...
SUB-GRANT RECIPIENT CONTRACT WITH THE GOSHEN
TOWNSHIP BOARD OF TRUSTEES FOR PROJECT NUMBER 2010-07
RELATIVE TO THE CLERMONT COUNTY FIRE PROTECTION
FACILITIES AND EQUIPMENT (5 SIRENS) PROJECT IN CONCERT
WITH THE CLERMONT COUNTY COMMUNITY DEVELOPMENT
BLOCK GRANT (CDBG) FORMULA PROGRAM FOR FISCAL YEAR
2010...11-0301-003...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Scot Lahrmer, Assistant County Administrator, with the concurrence of David L. Spinney, County Administrator, to execute a Sub-Grant Recipient Contract by and between the Board of County Commissioners, Clermont County, Ohio, and the Board of Trustees of Goshen Township, 6757 Goshen Road, Goshen, Ohio 45122 for the funding of one of five sirens as defined in Project Number 2010-07 relative to the Clermont County Fire Protection Facilities and Equipment (5 Sirens) Project in the amount of \$87,500.00 in concert with the Clermont County Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2010, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT/
STORMWATER MANAGEMENT DIVISION...MEMORANDUM OF
UNDERSTANDING WITH GREENACRES WATER QUALITY PROJECT
LLC RELATIVE TO THE "SATURDAY STREAM SNAPSHOT"
VOLUNTEER MONITORING PROGRAM AND THE PHASE II STORM
WATER MANAGEMENT PROGRAM IN CLERMONT COUNTY,
OHIO...11-0304-001...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of John McManus, Program Manager, Stormwater Management Division, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to execute a Memorandum of Understanding by and between the Board of Clermont County Commissioners and Greenacres Water Quality Project LLC, 8255 Spooky Hollow Road, Cincinnati, Ohio 45242, for the provision of assistance with implementing public involvement requirements under Ohio EPA's Phase II Storm Water Discharge General Permit through the "Saturday Stream Snapshot" Volunteer Monitoring Program, for a total amount not to exceed \$1,000.00, effective 03/16/11 through 03/15/12, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
ACCEPTANCE OF THE ELECTRICAL CONTRACT WITH LAKE ERIE
ELECTRIC, INC. FOR PROJECT NUMBER 6401-60036 (FKA 621-0975)
RELATIVE TO THE WILLIAMS CORNER AREA WATER TANK
PROJECT LOCATED WITHIN GOSHEN TOWNSHIP AS COMPLETE
AND APPROVAL OF THE ESTIMATE FOR PARTIAL PAYMENT
NUMBER 7, FINAL, FOR RELEASE OF RETAINAGE RELATIVE
THERETO...08-0314-002...RATIFIED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Director, Office of Management and Budget, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Water Resources Department, to accept the Electrical Contract (Contract Number 621-09754) by and between the County of Clermont, Ohio, and Lake Erie Electric, Inc., P.O. Box 450859, 25730 First Street, Westlake, Ohio 44145 for Project Number 6401-60036 (fka 621-0975) relative to the Williams Corner Area Water Tank Project located within Goshen Township as Complete as of September 1, 2010, and to approve the Estimate for Partial Payment Number 7, Final, which represents the release of retainage in the principal amount of \$3,782.40, plus all accrued interest earned thereon relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
CONTRACT FOR SERVICES WITH GLENWOOD ELECTRIC, INC.
FOR ELECTRICAL INSTALLATION AT THE O'BANNON CREEK
WASTEWATER TREATMENT PLANT LOCATED AT 1270 NEALE
LANE, LOVELAND, OHIO 45140...11-0303-003...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of J. Dwight Culbertson, Assistant Director of Operations, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to execute a Contract for Services by and between the Board of County Commissioners, Clermont County, Ohio, and Glenwood Electric, Inc., 12250 Chandler Drive, Walton, Kentucky 41094 for Electrical Installation at the O'Bannon Creek Wastewater Treatment Plant located at 1270 Neale Lane, Loveland, Ohio 45140, in accordance with the Scope of Services as identified in Exhibit A, attached thereto and made a part thereof, in an amount not to exceed \$5,610.00, with said services to commence upon issuance of a notice to proceed from the Clermont County Water Resources Department, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...PURCHASE OF
SERVICE AGREEMENT WITH STARR COMMONWEALTH FOR THE**

**PROVISION OF RESIDENTIAL TREATMENT AND VARIOUS LEVELS
OF FOSTER CARE SERVICES FOR SAME...11-0217-007...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Purchase of Service Agreement by and between the County of Clermont, Ohio, and Starr Commonwealth, 301 Obetz Road, Columbus, Ohio 43207, for the provision of residential treatment and various levels of foster care services for children in the care and/or custody of the Department of Job and Family Services and/or Clermont County Juvenile Court, effective 02/01/11 through 01/31/12, at the rates as identified therein, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...MEMORANDUM
OF UNDERSTANDING WITH THE BOARD OF CLERMONT COUNTY
COMMISSIONERS ON BEHALF OF THE CLERMONT
TRANSPORTATION CONNECTION FOR THE PURCHASE OF RIDE
CERTIFICATES FOR SAME...11-0304-002...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Memorandum of Understanding by and between the Clermont County Department of Job and Family Services and the Board of Clermont County Commissioners, on behalf of the Clermont Transportation Connection, for the purchase of 1,150 adult ride certificates and 200 child ride certificates for use by TANF-eligible customers of the Department of Job and Family Services who are in need of transportation assistance to/from employment and/or training, as well as, Children's Protective Services Families in need of transportation services, in the amount of \$4,600.00 for the adult certificates and \$400.00 for the child certificates, for a total amount not to exceed \$5,000.00, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES/CHILD SUPPORT
ENFORCEMENT DIVISION...SOFTWARE MAINTENANCE
AGREEMENT WITH COURTVIEW JUSTICE SOLUTIONS, INC. FOR
THE PROVISION OF SERVICES FOR SAME...11-0304-
005...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Software Maintenance Agreement by and between the County of Clermont, Ohio, and CourtView Justice Solutions, Inc., 5399 Lauby Road, Suite 200, North Canton, Ohio 44720, Remittance Address: P. O. Box 202522, Dallas, Texas 75320-2522, for the purpose of providing maintenance on the VisiFLOW

Imaging Software, Crystal Reports (Upgrades only) – 2 Licenses, and CourtView – 10 Licenses utilized within the Clermont County Department of Job and Family Services, Child Support Enforcement Division, in the amounts of \$12,575.00, \$66.00 and \$1,588.00, respectively, for a total amount not to exceed \$14,229.00, as outlined in Schedule 1 attached thereto and made a part thereof, effective 07/01/2010 through 06/30/11 for the VisiFLOW Imaging Software, and 04/01/11 through 06/30/11 for the Crystal Reports – 2 Licenses and the CourtView – 10 Licenses, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...COMBINED SERVICES AGREEMENT AND RIDER WITH RIVERSIDE COMPUTING, INC., DBA AGIL IT RELATIVE TO THE ONGOING SUPPORT OF THE DOCUMENT IMAGING SYSTEM FOR SAME...11-0214-005...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute the Combined Services Agreement and Rider by and between the County of Clermont, Ohio, and Riverside Computing, Inc., dba Agil IT, 66 Industry Court, Suite C, Troy, Ohio 45373 relative to the ongoing support of the Document Imaging System utilized by the Clermont County Department of Job and Family Services, at a monthly cost of \$520.00, effective 04/01/11 through 03/31/14, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES... IMPLEMENTATION OF NEW SERVER AGREEMENT AND RIDER WITH RIVERSIDE COMPUTING, INC., DBA AGIL IT RELATIVE TO THE INSTALLATION AND CONFIGURATION OF A NEW SERVER ASSOCIATED WITH THE DOCUMENT IMAGING SYSTEM FOR SAME...11-0214-004...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, or in his absence, any other member of the Board of County Commissioners, to execute the Implementation of New Server Agreement and Rider by and between the County of Clermont, Ohio, and Riverside Computing, Inc., dba Agil IT, 66 Industry Court, Suite C, Troy, Ohio 45373 relative to the installation and configuration of a new server associated with the Document Imaging System utilized by the Clermont County Department of Job and Family Services, in an amount not to exceed \$5,625.00, with performance of the work to be completed within 90 days upon company's receipt of signed contract and notice to proceed from the Clermont County Department of Job and Family Services, pursuant to and in compliance the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: DEPARTMENT OF HUMAN RESOURCES...AMENDMENT TO APPENDIX 4.09 OF THE CLERMONT COUNTY PERSONNEL POLICY AND PROCEDURE MANUAL WITH RESPECT TO THE CLERMONT COUNTY CLASSIFICATION PLAN TO CREATE THE POSITION OF DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT DIRECTOR; TO MERGE THE OFFICE OF ECONOMIC DEVELOPMENT AND THE DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT INTO THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT; AND TO ELIMINATE TWO VACANT PLANNER POSITIONS FROM THE TABLE OF ORGANIZATION THEREFORE...10-0816-002, 11-0314-001 AND 11-0314-002...RATIFIED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Robert E. Sander, Director, Department of Human Resources, and Scot F. Lahrmer, Assistant County Administrator, with the concurrence of David L. Spinney, County Administrator, to amend Appendix 4.09 of the Clermont County Personnel Policy and Procedure Manual with respect to the Clermont County Classification Plan to create the position of Department of Community and Economic Development Director, Classification #89395, Pay Range G; to merge the Office of Economic Development and the Department of Community Planning and Development into the Department of Community and Economic Development under the supervision of the Department of Community and Economic Development Director; and to eliminate two vacant positions of Planner, Classification #69125, Pay Range 15 from the Table of Organization therefore and further, to direct the Department of Human Resources to update as necessary the internet links and appendices and to reproduce and transmit the revisions to all departments heads and supervisors and the same are hereby instructed to incorporate said revisions into their copies of the Clermont County Personnel Policy and Procedures Manual effective 04/04/11.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...WETHERBY FARMS SUBDIVISION/SECTION 6A AND SECTION 6B/UNION TOWNSHIP...RELEASE OF THREE YEAR PERFORMANCE BONDS FOR SIDEWALKS AND IN LIEU THEREOF ACCEPTANCE OF ONE YEAR PERFORMANCE BONDS FOR SIDEWALKS FOR SAME...RATIFIED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of Three Year Performance Bonds for Sidewalks for the following Subdivision located within Union Township, and in lieu thereof, to accept One Year Performance Bonds for Sidewalks in the amounts as follows:

Subdivision	Three-Year Sidewalk Bond	One-Year Sidewalk Bond
Wetherby Farms Subdivision Section 6A Union Township DC# 07-0928-007	\$50,980.00	\$4,050.00

Wetherby Farms Subdivision Section 6B Union Township DC# 09-0716-003	\$22,760.00	\$3,000.00
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Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...THE ESTATES AT SHAYLER RIDGE AT WETHERBY FARMS/SECTION 1/UNION TOWNSHIP...RELEASE OF A COMBINED PERFORMANCE-MAINTENANCE BOND AND ACCEPTANCE OF STREETS INTO THE UNION TOWNSHIP PUBLIC ROAD SYSTEM...05-0110-001...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of a Combined Performance-Maintenance Bond, previously converted to the Maintenance Bond Phase, for the following subdivision within Union Township, and to accept the streets in the lengths stated situated therein as public roads for placement into the Union Township Public Road System:

Subdivision	Maintenance Bond	Street/Length (miles)
The Estates at Shayler Ridge at Wetherby Farms Section 1 Union Township	\$23,000.00	Roland Creek Drive (0.24) Burgess Court (0.06) East Applegate (0.07) South Applegate (0.13) Hallfield Lane (0.03)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...THE ESTATES AT SHAYLER RIDGE AT WETHERBY FARMS/SECTION 3/UNION TOWNSHIP...RELEASE OF A COMBINED PERFORMANCE-MAINTENANCE BOND AND ACCEPTANCE OF STREETS INTO THE UNION TOWNSHIP PUBLIC ROAD SYSTEM...05-1025-001...APPROVED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of a Combined Performance-Maintenance Bond, previously converted to the Maintenance Bond Phase, for the following subdivision within Union Township, and to accept the streets in the lengths stated situated therein as public roads for placement into the Union Township Public Road System:

Subdivision	Maintenance Bond	Streets/Length (miles)
The Estates at Shayler Ridge at Wetherby Farms Section 3 Union Township	\$17,000.00	Beamer Court (0.11) Roland Creek Drive (0.14) North Apple Gate (0.12) East Apple Gate (0.05) Hallfield Lane (0.05)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...REQUEST FOR A TEMPORARY DETOUR TO THROUGH TRAFFIC ON SWINGS CORNER POINT ISABEL ROAD BRIDGE NO. C119-1.57 IN FRANKLIN TOWNSHIP...11-0308-001...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize a temporary detour to through traffic on Swings Corner Point Isabel Road Bridge No. C119-1.57 in Franklin Township for the period of **Monday, 03/28/11** through **Friday, 04/15/11**, for bridge repairs, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement agency therefore pursuant to Section 5543.17 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 30-11/RESOLUTION FINDING THAT WHITE FARM DEVELOPMENT, LLC FAILED TO COMPLETE THE TERMS OF THE PERFORMANCE AND MAINTENANCE BOND DATED THE 29TH DAY OF JUNE, 2005 SECURED BY AN INSURANCE BOND NUMBER B98802011799 OF AMERICAN SOUTHERN INSURANCE COMPANY, ATLANTA, GEORGIA AND AUTHORIZING RECOVERY AGAINST SAID BOND FOR COMPLETION OF THE PERFORMANCE AND MAINTENANCE ASPECTS OF THE BOND...05-0624-007...ADOPTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Number 30-11** resolving (1) to certify that White Farm Development, LLC has defaulted on the terms and conditions set forth in the Combined Performance and Maintenance Bond secured by American Southern Insurance Company, 3715 Northside Pkwy, NW, Bldg 400, Ste 800, Atlanta, Georgia 30327 for Bond Number B98802011799 in the amount of \$40,000.00 as Surety for The Reserves of Whitegate Subdivision located in Miami Township, ratified by the Board of County Commissioners on the 06/29/05, by failing to perform the completion, construction, repair and maintenance of Trappers Crossing and Oakcrest Court as shown on Record Plat Number 629-2332 therefore and that the Board of County Commissioners is obligated to complete the performance thereof and (2) to determine that the amount necessary to complete and perform such construction and/or maintenance activities to cure the default by White Farm Development, LLC is in the amount of \$40,000.00 and that the County Engineer is hereby authorized and directed to present to White Farm Development, LLC and American Southern Insurance Company a certified copy of this resolution together with a demand for payment in the amount of \$40,000.00 pursuant to the terms and conditions of Bond Number B98802011799 and (3) upon review and approval of the Office of the Prosecuting Attorney of Clermont County, Ohio, the County Engineer is hereby authorized to execute all necessary documents and/or bank drafts on behalf of Clermont County and/or the Clermont County Board of Commissioners to complete recovery and deposit of said sum to the benefit of the County for the construction and/or maintenance activities required for

the completion thereof.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 31-11/RESOLUTION FINDING THAT WHITE FARM DEVELOPMENT, LLC FAILED TO COMPLETE THE TERMS OF THE PERFORMANCE AND MAINTENANCE BOND DATED THE 8TH DAY OF JUNE, 2005 SECURED BY AN INSURANCE BOND NUMBER B98802011794 OF AMERICAN SOUTHERN INSURANCE COMPANY, ATLANTA, GEORGIA AND AUTHORIZING RECOVERY AGAINST SAID BOND FOR COMPLETION OF THE PERFORMANCE AND MAINTENANCE ASPECTS OF THE BOND ...05-0603-010...ADOPTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Number 31-11** resolving (1) to certify that White Farm Development, LLC has defaulted on the terms and conditions set forth in the Combined Performance and Maintenance Bond secured by American Southern Insurance Company, 3715 Northside Pkwy, NW, Bldg 400, Ste 800, Atlanta, Georgia 30327 for Bond Number B98802011794 in the amount of \$19,000.00 as Surety for The White Farm Subdivision, Section 3, Block A, located in Miami Township, ratified by the Board of County Commissioners on 06/08/05, by failing to perform the completion, construction, repair and maintenance of Hayward Circle as shown on Record Plat Number 629-2323 therefore and that the Board of County Commissioners is obligated to complete the performance thereof and (2) to determine that the amount necessary to complete and perform such construction and/or maintenance activities to cure the default by White Farm Development, LLC is in the amount of \$2,330.00 and that the County Engineer is hereby authorized and directed to present to White Farm Development, LLC and American Southern Insurance Company a certified copy of this resolution together with a demand for payment in the amount of \$2,330.00 pursuant to the terms and conditions of Bond Number B98802011794 and (3) upon review and approval of the Office of the Prosecuting Attorney of Clermont County, Ohio, the County Engineer is hereby authorized to execute all necessary documents and/or bank drafts on behalf of Clermont County and/or the Clermont County Board of Commissioners to complete recovery and deposit of said sum to the benefit of the County for the construction and/or maintenance activities required for the completion thereof.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 32-11/RESOLUTION FINDING THAT WHITE FARM DEVELOPMENT, LLC FAILED TO COMPLETE THE TERMS OF THE PERFORMANCE AND MAINTENANCE BOND DATED THE 26TH DAY OF OCTOBER, 2005 SECURED BY AN INSURANCE BOND NUMBER B98802013987 OF AMERICAN SOUTHERN INSURANCE COMPANY, ATLANTA, GEORGIA AND AUTHORIZING RECOVERY AGAINST SAID BOND FOR COMPLETION OF THE PERFORMANCE AND MAINTENANCE ASPECTS OF THE BOND...05-1024-005...ADOPTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Number 32-11** resolving (1) to certify that White Farm Development, LLC has defaulted on the terms and conditions set forth in the Combined Performance and Maintenance Bond secured by American Southern Insurance Company, 3715 Northside Pkwy, NW, Bldg 400, Ste 800, Atlanta, Georgia 30327 for Bond Number B98802013987 in the amount of \$49,000.00 as Surety for The White Farm Subdivision, Section 3, Block B, located in Miami Township, ratified by the Board of County Commissioners on 10/26/05, by failing to perform the completion, construction, repair and maintenance of Hayward Circle as shown on Record Plat Number 629-2369 therefore and that the Board of County Commissioners is obligated to complete the performance thereof and (2) to determine that the amount necessary to complete and perform such construction and/or maintenance activities to cure the default by White Farm Development, LLC is in the amount of \$9,919.00 and that the County Engineer is hereby authorized and directed to present to White Farm Development, LLC and American Southern Insurance Company a certified copy of this resolution together with a demand for payment in the amount of \$9,919.00 pursuant to the terms and conditions of Bond Number B98802013987 and (3) upon review and approval of the Office of the Prosecuting Attorney of Clermont County, Ohio, the County Engineer is hereby authorized to execute all necessary documents and/or bank drafts on behalf of Clermont County and/or the Clermont County Board of Commissioners to complete recovery and deposit of said sum to the benefit of the County for the construction and/or maintenance activities required for the completion thereof.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 33-11/RESOLUTION FINDING THAT WHITE FARM DEVELOPMENT, LLC FAILED TO COMPLETE THE TERMS OF THE PERFORMANCE AND MAINTENANCE BOND DATED THE 22nd DAY OF AUGUST, 2006 SECURED BY AN INSURANCE BOND NUMBER B98802016006 OF AMERICAN SOUTHERN INSURANCE COMPANY, ATLANTA, GEORGIA AND AUTHORIZING RECOVERY AGAINST SAID BOND FOR COMPLETION OF THE PERFORMANCE AND MAINTENANCE ASPECTS OF THE BOND...06-0818-003...ADOPTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Number 33-11** resolving (1) to certify that White Farm Development, LLC has defaulted on the terms and conditions set forth in the Combined Performance and Maintenance Bond secured by American Southern Insurance Company, 3715 Northside Pkwy, NW, Bldg 400, Ste 800, Atlanta, Georgia 30327 for Bond Number B98802016006 in the amount of \$30,000.00 as Surety for The White Farm Subdivision, Section 3, Block C, located in Miami Township, ratified by the Board of County Commissioners on 08/22/06, by failing to perform the completion, construction, repair and maintenance of Timber Trail Place, Mallard Pointe Court, and Trappers Crossing as shown on Record Plat Number 629-2447 therefore and that the Board of County Commissioners is obligated to complete the performance thereof and (2) to determine that the amount necessary to complete and perform such construction and/or maintenance activities to cure the default by White Farm Development, LLC is in the amount of \$30,000.00 and that the County Engineer is hereby authorized and directed to present to White Farm Development, LLC and American Southern Insurance Company a certified copy of this resolution together with a demand for payment in the amount of \$30,000.00 pursuant to the terms and conditions of Bond Number B98802016006 and (3) upon review and approval of the Office of the Prosecuting Attorney of Clermont County, Ohio, the County Engineer is hereby authorized to execute all necessary documents and/or bank

drafts on behalf of Clermont County and/or the Clermont County Board of Commissioners to complete recovery and deposit of said sum to the benefit of the County for the construction and/or maintenance activities required for the completion thereof.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER PI-02-10 RELATIVE TO THE COLE ROAD LANDSLIDE STABILIZATION PROJECT LOCATED IN PIERCE TOWNSHIP...11-0301-004...APPROVED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to approve the request to advertise for bids for Project Number PI-02-10 relative to the Cole Road Landslide Stabilization Project located in Pierce Township, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 03/24/11, with bids to be received until **2:00 P.M. Local Time on Thursday, 04/07/11**, in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...WARDS CREEK SUBDIVISION/MIAMI TOWNSHIP...RECORD PLAT NUMBER 629-2705 FOR THE REPLAT OF LOT NUMBERS 30 AND 31 WITHIN SAME...11-0217-005...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute **Record Plat Number 629-2705** for the Replat of Lots in the following Subdivision within Miami Township:

Subdivision	Record Plat Number	Reason for Replat
Replat of Lot Numbers 30 and 31 Wards Creek Subdivision Miami Township	629-2705	To Create New Lot Numbers 32 and 33

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...AUTHORIZATION FOR THE ISSUANCE OF A PROCUREMENT CARD FOR AN EMPLOYEE OF THE CLERMONT COUNTY COMMON PLEAS CLERK OF COURTS AND EXECUTION OF THE REQUEST FOR THE ISSUANCE OF A PROCUREMENT CARD RELATIVE THERETO PURSUANT TO THE CLERMONT COUNTY PROCUREMENT CARD POLICY AND

PROCEDURES FOR SAME...08-0109-003...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to authorize the issuance of one (1) Procurement Card for Elizabeth Burroughs, an employee of the Clermont County Common Pleas Clerk of Courts, and to authorize the execution of the Request for the Issuance of a Procurement Card relative thereto, pursuant to the Clermont County Procurement Card Policy and Procedures adopted by the Board of County Commissioners on 06/22/05 and subsequently amended on 03/28/07.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...CHANGE FORM NUMBER 1 TO THE EQUIPMENT MAINTENANCE SERVICE AGREEMENT WITH THE REMI GROUP, LLC TO PROVIDE EQUIPMENT MAINTENANCE SERVICES FOR ADDITIONAL EQUIPMENT IN VARIOUS COUNTY OFFICES...10-1019-003...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Scot Lahrmer, Assistant County Administrator, with the concurrence of David L. Spinney, County Administrator, to accept Change Form Number 1 to the Equipment Maintenance Service Agreement (Agreement Number AMT0001611-00) by and between the County of Clermont, Ohio, and The Remi Group, LLC, 11325 North Community House Road, Suite 300, Charlotte, North Carolina 28277, heretofore ratified by the Board of County Commissioners on 11/03/10, to provide equipment maintenance services for additional equipment in various county offices as listed thereon during Calendar Year 2011, in the prorated amount of \$5,566.00, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...ADOPTION OF A POLICY REGARDING INVOCATIONS BEFORE MEETINGS OF THE CLERMONT COUNTY BOARD OF COMMISSIONERS...11-0303-005...ADOPTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, for the Board of County Commissioners, Clermont County, Ohio, to adopt a written Policy to allow for an invocation or prayer before meetings of the Board, in order to solemnize the Board's proceedings and for the benefit and blessing of the Board, with said invocations/prayers to be voluntarily delivered by an eligible member of the clergy in or outside Clermont County, Ohio, as defined therein, and further, to authorize the Clerk of the Board to compile and maintain a Congregations List database of religious congregations as outlined in said Policy for the purpose of sending out annual invitations to the religious leaders of the congregations to invite them to volunteer to offer a prayer before the beginning of one of the Board's meetings, pursuant to the procedures and guidelines set forth therein, effective immediately upon adoption by the Board of Clermont

County Commissioners.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...CONTRACT FOR PROFESSIONAL SERVICES WITH GEO-CENTRIC CONSULTING, INC. TO FURTHER ADVANCE THE USE OF GEOSPATIAL INFORMATION WITHIN CLERMONT COUNTY...11-0311-001...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Clermont County GIS Policy Committee, with the concurrence of Linda L. Fraley, County Auditor, and David L. Spinney, County Administrator, to execute a Contract for Professional Services by and between the Board of Commissioners of Clermont County, Ohio, and Geo-centric Consulting, Inc., 8970 Knotty Pine Lane, Chardon, Ohio 44024-8887 to further advance the use of geospatial information within Clermont County in accordance with the Scope of Services as described in Exhibit A, attached thereto and made a part thereof, at a cost not to exceed \$23,925.00, with said services to be completed within 120 days of company's receipt of signed contract and notice to proceed, pursuant to and in compliance with the terms and conditions set forth therein and contingent upon the receipt of an Ohio Bureau of Workers' Compensation Certificate of Coverage therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...RECOGNITION BY THE BOARD OF COUNTY COMMISSIONERS, CLERMONT COUNTY, OHIO, OF THE NEED TO PROVIDE RESOURCES TO OPEN ADDITIONAL JAIL BEDS AT THE CLERMONT COUNTY JAIL FOR THE PURPOSE OF REDUCING THE NUMBER OF WARRANT RE-CITES AND PROMOTING SAFETY THROUGHOUT THE COUNTY...11-0316-002...RECOGNIZED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Motion to recognize the need by the Board of County Commissioners, Clermont County, Ohio, to provide resources to open additional jail beds based upon input from the Criminal Justice Coordinating Council (CJCC), as well as individual CJCC members, in order to reduce the necessity for warrant re-cites and to promote safety throughout the county, and further, to direct the County Administration to bring the necessary item(s) to the Board of County Commissioners for action that will provide for the reopening of the thirty-two (32) bed Super Max Pod at the Clermont County Jail as proposed by the Clermont County Sheriff's Office.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: PERSONNEL ACTION FORM...APPROVED

- * THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

LET THE RECORD SHOW: A MOTION BY MR. PROUD, SECONDED BY MR. WILSON, TO GO INTO EXECUTIVE SESSION AT 2:24 P.M. PURSUANT TO SECTION 121.22(G)(3) OF THE OHIO REVISED CODE REGARDING PENDING LITIGATION, CARRIED WITH ALL MEMBERS VOTING AFFIRMATIVELY THEREON.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 3:11 P.M. WITH NO ACTION TAKEN.

LET THE RECORD SHOW: That a motion by Mr. Proud, seconded by Mr. Wilson, to approve the minutes of Regular Session of **03/16/11** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 3:12 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT
ROBERT L. PROUD, VICE PRESIDENT
ARCHIE WILSON, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED - 03/16/11